

State Water Resources Control Board

March 6, 2019

System No. 1510800

William J. Sullivan, Warden
California Correctional Institute Tehachapi
P.O. Box 1031
Tehachapi, CA 93561

CITATION NO. 03_19_19C_010 TOTAL COLIFORM MONITORING VIOLATION FOR JANUARY 2019

Enclosed is Citation No. 03_19_19C_010 (hereinafter "Citation"), issued to the CCI Tehachapi Water System (hereinafter "Water System"), public water system. Please note that there are legally enforceable deadlines associated with this Citation.

The Water System will be billed at the State Water Resources Control Board's (hereinafter "State Water Board"), hourly rate for the time spent on issuing this Citation. California Health and Safety Code, (hereinafter "CHSC"), Section 116577, provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the State Water Board has spent approximately 1 hour on enforcement activities associated with this violation.

The Water System will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the Water System for the current fiscal year.

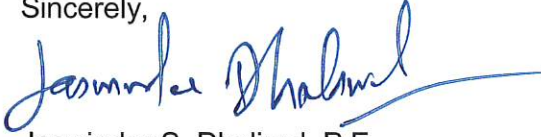
Any person who is aggrieved by a citation, order or decision issued under authority delegated to an officer or employee of the state board under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision.

Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the officer or employee of the state board. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m. Information regarding filing petitions may be found at:

http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

If you have any questions regarding this matter, please contact Aayush Khurana of my staff at (661) 335-7346 or me at (661) 335-7318.

Sincerely,

A handwritten signature in blue ink, reading "Jaswinder S. Dhaliwal". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Jaswinder S. Dhaliwal, P.E.
Senior Sanitary Engineer
Tehachapi District

Enclosures

Certified Mail No. 7002 0860 0000 1963 2804

CC: Kern County Dept. of Public Health, Env. Health Division (w/out enclosure)
Angel Ribera, Designated Operator, CCI Tehachapi (via email)
John Buoni, Chief Engineer, CCI Tehachapi (via email)

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

Name of Public Water System: CCI Tehachapi Water System

Water System No: 1510800

Attention: William J. Sullivan, Warden
California Correctional Institute
P.O. Box 1031
Tehachapi, CA 93561

Issued: March 6, 2019

**CITATION FOR NONCOMPLIANCE WITH
CALIFORNIA HEALTH AND SAFETY CODE, SECTION 116555(a)(1) AND
CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTION 64423**

**TOTAL COLIFORM MONITORING VIOLATION
JANUARY 2019**

The California Health and Safety Code (hereinafter "CHSC"), Section 116650 authorizes the State Water Resources Control Board (hereinafter "State Water Board"), to issue a citation to a public water system when the State Water Board determines that the public water system has violated or is violating the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12, Chapter 4, commencing with Section

1 116270), or any regulation, standard, permit, or order issued or adopted
2 thereunder.

3
4 The State Water Board, acting by and through its Division of Drinking Water
5 (hereinafter "Division"), and the Deputy Director for the Division, hereby
6 issues Citation No. 03_19_19C_010 (hereinafter "Citation"), pursuant to
7 Section 116650 of the CHSC to the CCI Tehachapi Water System (hereinafter
8 "Water System"), for violation of CHSC, Section 116555(a)(1) and California
9 Code of Regulations (hereinafter "CCR"), Title 22, Section 64423.

10 11 **STATEMENT OF FACTS**

12 The Water System is classified as a community public water system with a
13 population of 4821, serving 1802 connections. The Water System operates
14 under Domestic Water Supply Permit No. 03_19_11P_011, issued by the
15 State Water Board on April 29, 2011.

16
17 CHSC, Section 116555(a)(1) requires all public water systems to comply with
18 primary drinking water standards as defined in CHSC, Section 116275(c).
19 Primary drinking water standards include maximum levels of contaminants
20 and the monitoring and reporting requirements as specified in regulations
21 adopted by the State Water Board that pertain to maximum contaminant
22 levels.

23
24 CCR, Title 22, Section 64421(a)(2) states that each water supplier shall
25 collect routine, repeat and replacement samples as required in Sections
26 64423, 64424 and 64425. Section 64423 states that a water supplier shall
27 collect routine bacteriological water samples based on the known population

1 served or the total number of service connections, whichever results in the
2 greater number of samples.

3
4 The Water System is required to collect six (6) routine bacteriological samples
5 from the distribution system, every month. For the month of January 2019, the
6 Water System collected only three (3) routine bacteriological samples. The
7 results for the month of January 2019 were reported to the State Water Board
8 on February 8, 2019. All samples were negative for total coliform bacteria.

10 DETERMINATION

11 In accordance with CCR, Title 22, Section 64423, the Water System was
12 required to collect six (6) bacteriological samples during January 2019 but
13 only collected three (3) routine samples. Therefore, the State Water Board
14 has determined that the Water System has failed to comply with drinking
15 water standards pursuant to CHSC, Section 116555(a)(1) and CCR, Title 22,
16 Section 64423 during January 2019.

18 DIRECTIVES

19 The Water System is hereby directed to take the following actions:

- 20
21 1. On or before **March 15, 2019**, notify all persons served by the Water
22 System of the violation of CCR, Title 22, Section 64423, in
23 conformance with Sections 64463.4(b) and (c) and 64465. Appendix 1:
24 Notification Template shall be used to fulfill this Directive, unless
25 otherwise approved by the State Water Board. The notification shall be
26 completed in accordance with the following:

- 27 • By mail or direct delivery of the Public Notification to each customer
28 served by the water system and;

- 1 • By one of the following secondary methods to reach persons not
2 likely to be reached by mail or direct delivery;
3
- 4 • Posting of the Public Notification in conspicuous places within the
5 area served by the water system. The notice shall remain posted
6 for a minimum of seven (7) consecutive days and;
7
- 8 • By one of the following secondary methods to reach persons not
9 likely to be reached by posting;
10 ➤ By publication in a local newspaper or newsletter distributed to
11 customers, by internet posting of the notice or by direct delivery
12 to each customer served by the Water System. If the water
13 system opts to issue the notice via internet website, the public
14 notice shall remain posted for a minimum of seven (7)
15 consecutive days.

16 2. Complete Appendix 2: Compliance Certification Form. Submit it
17 together with a copy of the public notification required by Directive 1 to
18 the State Water Board on or before **March 25, 2019**.

19

20 3. The Water System shall include this violation in the 2019 Consumer
21 Confidence Report in accordance with CCR, Title 22, Section
22 64481(g)(1).

23

24 4. On or before **March 15, 2019**, complete and return to the State Water
25 Board the "Notification of Receipt" form attached to this Citation as
26 Appendix 3. Completion of this form confirms that the Water System
27 has received this Citation and understands that it contains legally
28 enforceable directives(s) with due dates.

1
2 All submittals required by this Citation shall be electronically submitted to the
3 State Water Board at the following address. The subject line for all electronic
4 submittals corresponding to this Citation shall include the following
5 information: Water System name and number, citation number and title of the
6 document being submitted.

7
8 Jaswinder S. Dhaliwal

9 Dwpdist19@waterboards.ca.gov
10

11 The State Water Board reserves the right to make modifications to this
12 Citation as it may deem necessary to protect public health and safety. Such
13 modifications may be issued as amendments to this Citation and shall be
14 effective upon issuance.
15

16 Nothing in this Citation relieves the Water System of its obligation to meet the
17 requirements of the California SDWA (CHSC, Division 104, Part 12, Chapter
18 4, commencing with Section 116270), or any regulation, standard, permit or
19 order issued or adopted thereunder.
20

21 **PARTIES BOUND**

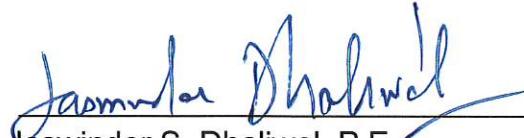
22 This Citation shall apply to and be binding upon the Water System, its owners,
23 shareholders, officers, directors, agents, employees, contractors, successors,
24 and assignees.

25 **SEVERABILITY**

26 The directives of this Citation are severable, and the Water System shall
27 comply with each and every provision thereof notwithstanding the
28 effectiveness of any provision.

FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the State Water Board to issue a citation or order with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the State Water Board to take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with an order of the State Water Board, and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with an order of the State Water Board. The State Water Board does not waive any further enforcement action by issuance of this Citation.


Jaswinder S. Dhaliwal, P.E.
Senior Sanitary Engineer
Tehachapi District

March 6, 2019
Date

Appendices (3):

1. Notification Template
2. Compliance Certification Form
3. Notification of Receipt Form



Certified Mail No. 7002 0860 0000 1963 2804

APPENDIX 1. NOTIFICATION TEMPLATE

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene informacion muy importante sobre su agua potable.
Por favor hable con alguien que lo pueda traducir.

Bacteriological Monitoring Requirements Not Met for CCI Tehachapi Water System During January 2019

Our water system recently violated a drinking water standard. Although this is not an emergency, as our customers, you have a right to know what happened, what you should do, and what we did to correct the situation.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During January 2019, we did not meet all monitoring requirements for coliform bacteria and therefore cannot be sure of the quality of our drinking water during that time. We were required to collect six routine bacteriological samples, however, we collected only three samples. All samples were negative for total coliform bacteria.

What should I do?

- **You do not need to boil your water or take other corrective actions.**
- The table below lists the contaminant we did not properly test for during the January 2019, how many samples we are required to take and how often, how many samples we took, when samples should have been taken.

Contaminant	Required sampling frequency	Number of samples taken	When all samples should have been taken
Coliform Bacteria	6/month	3	January 2019

- If you have health issues concerning the consumption of this water, you may wish to consult your doctor.

What happened? What is being done?

Failure to collect the required number of routine bacteriological samples in January 2019 was due to our oversight. We have taken steps to ensure that this does not happen again. During the month of February 2019, we collected the required number of six (6) routine bacteriological samples.

For more information, please contact:

John Buoni, Chief Engineer, California Correctional Institute

PO Box 1031, Tehachapi CA 93561

john.buoni@cdcr.ca.gov

(661) 822-4402 EXT. 3796

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this public notice in a public place or distributing copies by hand or mail.

Secondary Notification Requirements

Upon receipt of notification from a person operating a public water system, the following notification must be given within 10 days [Health and Safety Code Section 116450(g)]:

- SCHOOLS: Must notify school employees, students, and parents (if the students are minors).
- RESIDENTIAL RENTAL PROPERTY OWNERS OR MANAGERS (including nursing homes and care facilities): Must notify tenants.
- BUSINESS PROPERTY OWNERS, MANAGERS, OR OPERATORS: Must notify employees of businesses located on the property.

This notice is being sent to you by CCI Tehachapi Water System in compliance with the California Domestic Water Quality and Monitoring Regulations as a means of keeping the public informed.

State Water System ID: 1510800. Date distributed: _____

APPENDIX 2. COMPLIANCE CERTIFICATION

Citation Number: 03_19_19C_010

Name of Water System: CCI Tehachapi Water System

System Number: 1510800

Certification

I certify that the users of the water supplied by this water system were notified of the bacteriological monitoring violation of California Code of Regulations, Title 22, Section 64423 for the compliance period of January 2019 and the required actions listed below were completed.

Required Action	Date Completed
(Citation Directive 1) Public Notification Method(s) Used:	

Signature of Water System Representative

Date

Attach a copy of the public notice distributed to the water system's customers.

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE STATE WATER BOARD,
DIVISION OF DRINKING WATER, NO LATER THAN March 25, 2019.**

Disclosure: Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than \$25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.

Appendix 3 – Notification of Receipt

Citation Number: 03_19_19C_010

Name of Water System: CCI Tehachapi Water System

System Number: 1510800

Certification

I certify that I am an authorized representative of the CCI Tehachapi Water System and that Citation No. 03_19_19C_010 was received on _____. Further I certify that the Citation has been reviewed by the appropriate management staff of the CCI Tehachapi Water System and it is clearly understood that Citation No. 03_19_19C_010 contains legally enforceable directives with specific due dates.

Signature of Water System Representative

Date

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE STATE WATER BOARD,
DIVISION OF DRINKING WATER, NO LATER THAN March 15, 2019.**

Disclosure: Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than \$25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.